

REMARKS/ARGUMENTS

Claims 1-22 are pending in this application. Applicant has by this Amendment and Response requested cancellation of claims 1-22 without prejudice, and presents new claims 23-52. Claim 23, 40, 46, 49, and 51 are independent claims. New claims are presented to clarify the claimed invention, and do not introduce new matter. The new claims presented in this Amendment and Response are allowable over the previously cited prior art for at least the following reasons.

Examiner Objections and Rejections

The Examiner has objected to Claim 2 in that the claim used the term “device” in the singular and required correction. This claim has been cancelled, rendering this objection moot.

The Examiner has rejected Claims 8 and 14 under 35 U.S.C. §112 for having insufficient antecedent basis for claim limitations. These claims have been cancelled, rendering this rejection moot.

The Examiner has rejected Claims 1-8, 11-14, and 16-22 under 35 U.S.C. § 103(a) as being obvious and unpatentable over U.S. Patent Publication No. 2002/0144153 (“LeVine”) in view of U.S. Patent No. 6,870,887 (“Kauffman”), and claims 9, 10 and 15 under 35 U.S.C § 103(a) as being unpatentable over LeVine in view of Kauffman and in view of U.S. Patent No. 2003/0155413 (“Kovesdi”). As Applicant has cancelled these claims, these rejections are moot. However, to further the interests of the application, Applicant herein offers the following arguments regarding the patentability of the claimed invention over the previously cited prior art.

Rejection over LeVine in view of Kauffman

The present invention is patentable over LeVine in view of Kauffman, because the invention of LeVine creates a unique hidden transaction ID to protect the media from copying. The hidden transaction ID of LeVine is not for the purpose of an annotation system configured to record, store, and retrieve media data comprising a client-processing device configured to capture media data for subsequent playback; at least one globally

unique ID created by the client-processing device proximate to the capture of the media data and associated with the media data by the client-processing device, wherein the client-processing device is configured to provide the at least one globally unique ID to a user; a server configured to accept upload of the media data and the at least one globally unique ID for purposes of storage; and the client-processing device capable of retrieving said media data for playback by locating said server utilizing said at least one globally unique ID provided by said user. (See LeVine [Para 0042] (“This invention inserts hidden data into these product files, this hidden data incorporating among other identifying data a securely encrypted transaction ID, which may also be modified by a function based on information about the target system's component-specific configuration information.”))

The Examiner points out that in LeVine “an analysis tool can be used to examine and generate an [sic] unique identifier associated with the client device into the medium for authentication purposes.” The globally unique ID of the present invention may instead be used to mark portions of media data with additional globally unique IDs to enable indexed playback of the media.

Applicant further asserts that Kauffman, neither alone nor in combination with LeVine and Kovesdi teaches, suggests or discloses an annotation system as claimed because Kauffman does not teach using a server configured to accept upload of media data and at least one globally unique ID for purposes of storage and a client-processing device capable of retrieving the media data for playback by locating the server utilizing the at least one globally unique ID provided a user.

Applicant further asserts that Kovesdi, neither alone nor in combination with LeVine and Kauffman teaches, suggests or discloses an annotation system as claimed because the system of Kovesdi does not provide a client-processing device configured to capture media data for subsequent playback wherein at least one globally unique ID may be created by a client-processing device proximate to the capture of the media data and may be associated with the media data by the client-processing device, wherein the client-processing device is configured to provide the at least one globally unique ID to a user.

Summary

Applicant respectfully submits that LeVine, neither alone nor in combination with Kauffman or Kovesdi, teaches, suggests or discloses An annotation system configured to record, store, and retrieve media data comprising a client-processing device configured to capture media data for subsequent playback; at least one globally unique ID created by said client-processing device proximate to the capture of said media data and associated with said media data by said client-processing device, wherein said client-processing device is configured to provide said at least one globally unique ID to a user; a server configured to accept upload of said media data and said at least one globally unique ID for purposes of storage; and said client-processing device capable of retrieving said media data for playback by locating said server utilizing said at least one globally unique ID provided by said user.

Applicant respectfully further submits that LeVine, neither alone nor in combination with Kauffman or Kovesdi, teaches, suggests or discloses an annotation system configured to record, store and retrieve audio data comprising a client-processing device configured to capture audio data for subsequent playback; at least one globally unique ID created by said client-processing device proximate to the capture of said audio data and associated with said audio data by said client-processing device, wherein said client-processing device is configured to provide said at least one globally unique ID to a user; a server configured to accept upload of said audio data and said at least one globally unique ID for purposes of storage; and said client-processing device capable of retrieving said audio data for playback by locating said server utilizing said at least one globally unique ID provided by said user.

Applicant respectfully further submits that LeVine, neither alone nor in combination with Kauffman or Kovesdi, teaches, suggests or discloses an annotation system configured to record, store and retrieve audio data comprising a client-processing device configured to capture audio data and associate a first globally unique ID with said audio data; said client-processing device further configured to accept a set of user generated annotations to said audio data, associating each annotation of said set of annotations with a member of a set of globally unique IDs, said association comprising an index of said audio data; said client-processing device further configured to upload said

audio data, said first globally unique ID, said set of annotations and said set of associated globally unique IDs to a server for storage and retrieval.

Applicant respectfully further submits that LeVine, neither alone nor in combination with Kauffman or Kovesdi, teaches, suggests or discloses an annotation system configured to record, store, and retrieve text data comprising a client-processing device configured to capture text data for subsequent recall via a text processing program; at least one globally unique ID created by said client-processing device proximate to the capture of said text data and associated with said text data by said client-processing device, wherein said client-processing device is configured to provide said at least one globally unique ID to a user; a server configured to accept upload of said text data and said at least one globally unique ID for purposes of storage; and said client-processing device capable of retrieving said text data by locating said server utilizing said at least one globally unique ID provided by said user.

Applicant respectfully further submits that LeVine, neither alone nor in combination with Kauffman or Kovesdi, teaches, suggests or discloses an annotation system configured to record, store, and retrieve media data comprising a mobile device able to transmit media data, said device configured to automatically assign a globally unique ID to said media data at the time of recording said media data, said mobile device configured to present said globally unique ID to said user; a server configured to store said media data associated with said globally unique ID when said media data is uploaded to said server; and wherein said server is configured to retrieve said media data utilizing said globally unique ID when said globally unique ID is presented to said server by said user.

Claims 24-39, 41-45, 47, 48, 50 and 52 further depend from independent claims 23, 40, 46, 49 and 51, and are therefore allowable over the cited prior art, for at least the reasons stated above.

Conclusion

Applicant asserts that the claims as amended herein are patentable over the cited prior art and are in condition for allowance. Applicant respectfully requests the allowance of independent claims 23, 40, 46, 49 and 51 as well as of dependent claims 24-

39, 41-45, 47, 48, 50 and 52, they being further limitations upon the allowable independent claims. Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

DALINA LAW GROUP, P.C.

A handwritten signature in black ink, appearing to read 'C. Casby', with a stylized, cursive script.

By_____

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